

MARK E. FERRARIO, ESQ.  
Nevada Bar No. 1625  
ERIC W. SWANIS, ESQ.  
Nevada Bar No. 6840  
GREENBERG TRAURIG, LLP  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, NV 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002  
ferrariom@gtlaw.com  
swanise@gtlaw.com  
*Counsel for Plaintiff*

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

BARBARA D. RICHARDSON, in her capacity  
as Receiver of Nevada Health Co-Op.,

Plaintiff,

v.

U.S. DEPARTMENT OF HEALTH AND  
HUMAN SERVICES; CENTERS FOR  
MEDICARE & MEDICAID SERVICES;  
THOMAS E. PRICE, M.D., in his capacity as  
the U.S. Secretary of Health and Human  
Services; and THE UNITED STATES,

Defendants.

Case No.: 2:17-cv-00775-JCM-PAL

**STIPULATION [AND ORDER] TO  
EXTEND BRIEFING SCHEDULE  
REGARDING UNITED STATES'  
MOTION TO DISMISS  
COMPLAINT [DKT. # 17]  
(First Request to Modify Briefing  
Schedule)**

COME NOW Plaintiff, Barbara D. Richardson, in her capacity as Receiver of Nevada Health Co-Op. ("Receiver"), and Defendants, U.S. Department of Health and Human Services, Centers for Medicare & Medicaid Services, Thomas E. Price, M.D., in his capacity as the U.S. Secretary of Health and Human Services, and the United States ("United States" or "HHS") (together, the "Parties"), by and through their respective counsel of record, and pursuant to LR IA 6-1 and in order to comply with Rules 4(i) and 12(a)(2) of the Federal Rules of Civil Procedure, the Parties hereby stipulate to modify the existing briefing schedule in this case with respect to HHS' Motion to Dismiss the Complaint ("Motion"), filed with this Court on June 29, 2017. *See* DKT. # 13.

1 In light of the nature of the issues in the case – and to accommodate the Receiver’s  
2 counsel’s professional and personal scheduling conflicts, including numerous out-of-state  
3 depositions and trial preparations – the Parties stipulate that the Receiver shall have up to and  
4 including August 28, 2017 in which to respond to the Motion.

5 HHS shall have up to and including October 4, 2017 to submit a reply brief in support of the  
6 Motion.

7 DATED this 8th day of August, 2017.

DATED this 8th day of August, 2017.

9 GREENBERG TRAURIG, LLP

UNITED STATES DEPARTMENT  
OF JUSTICE

11 /s/ Eric W. Swanis

/s/ Frances M. McLaughlin

12 MARK E. FERRARIO, ESQ.

FRANCES M. MCCLAUGHLIN

13 Nevada Bar No. 1625

TERRANCE A. MEBANE

14 ERIC W. SWANIS, ESQ.

United States Department of Justice

15 Nevada Bar No. 6840

Senior Trial Attorney

16 3773 Howard Hughes Pkwy., Suite 400N

*Counsel for United States*

17 Las Vegas, NV 89169

18 *Counsel for Plaintiff*

19 **IT IS SO ORDERED.**

21   
22 UNITED STATES DISTRICT JUDGE

23 DATED: August 10, 2017  
24 \_\_\_\_\_